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coverage is supposed to handle those claims. An employer, in this case, MIZNER TOWER, is immune unless there is a failure to prove workers' compensation benefits. By Florida law, if MIZNER TOWER asserted SULLIVAN was an employee of MIZNER TOWER then they would be immune as an employer, but MIZNER TOWER did not assert this defense until the end and lost.

SULLIVAN resides at the following address from the end of April until October: P.O. Box 1893, Banner Elk, North Carolina 28604, telephone number (828)898-5072.

In addition to [redacted] deposition, [redacted] provided copies of the following documents: b6 b7C

1) Folder containing Discovery: MIZNER TOWER TO SULLIVAN

2) Binder containing documents from INTERSTATE ADMINISTRATIVE SERVICES

3) Folder containing deposition of LOUIS SULLLIVAN

The aforementioned documents will be maintained in an FD-340 1A envelope of the case file.

Initially, [redacted] WAGENHEIM & WAGNER, P.A., 2101 N. Andrews Avenue, Suite 400, Fort Lauderdale, Florida 33311, telephone number (954)564-4800, was SULLIVAN'S Attorney in Case Number 02-046575 WPB vs MIRALINK GROUP, INC. SULLIVAN nor [redacted] have copies of MIRALINK'S and or IAS'S checks to SULLIVAN. SULLIVAN received checks after the accident until June 2002. [redacted] has copies of the documents pertaining to the workers' compensation. b6 b7C

SULLIVAN and [redacted] ultimately sued MIZNER TOWER and resolved the matter pursuant to an exclusion in a Third Party case. On SULLIVAN'S behalf, [redacted] sued MIZNER TOWER claiming negligence of a co-employee. MIZNER TOWER claimed SULLIVAN was not an employee of MIZNER TOWER and that they were not entitled to be sued.

[redacted] at the time of SULLIVAN'S accident, was deposed on January 12, 2004. A copy was provided and will be maintained in an FD-340 1A envelope of the case file. b6 b7C

[redacted] stated in his deposition that there was a Staff Leasing Agreement between MIZNER TOWER and MIRALINK. MIZNER TOWER contacted MIRALINK every week and provided the hours each employee worked. MIRALINK charged MIZNER TOWER for payroll, workers' compensation, etc. MIZNER TOWER wire transferred the money to MIRALINK and MIRALINK issued the weekly pay checks.

During discovery, it was revealed that MIRALINK purchased a workers' compensation policy with REGENCY INSURANCE. REGENCY INSURANCE issued a $250,000 deductible per claim. SULLIVAN'S total bills were approximately $52,685. MIRALINK paid SULLIVAN'S bills in the amount of $26,886.76 via IAS. MIZNER TOWER was told by IAS that they quit paying the bills because MIRALINK quit paying IAS.

MIZNER TOWER had workers' compensation coverage from TTC OF ILLINOIS for four to five years prior to MIRALINK.

MIZNER TOWER'S Third Party Liability Insurance Carrier, CONTINENTAL CASUALTY COMPANY (CCC), brokered by FLORIDA INTRACOASTAL, paid SULLIVAN'S claim to include: hospital bills, pain & suffering, and loss of income, past and future. If a third party on the premises of MIZNER TOWER is injured, CCC was the insurance carrier for these types of claim. The exclusion to this insurance is employees because workers' compensation insurance

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LOUIS MICHAEL SULLIVAN, date of birth July 15, 1928, social security account number 021-22-8597, resides at 171 Deercreek Boulevard, Apartment 702, Deerfield Beach, Florida 33442, telephone number (954)420-0899, cell (954)254-5909, was interviewed at the Law Offices of his Attorney, [redacted] MCFANN & BEAVERS, P.A., Civil Trial Practice, Personal Injury & Wrongful Death, The 110 Tower, Suite 1900, 110 Southeast 6th Street, Fort Lauderdale, Florida 33301, telephone number (954)462-8500. Also present during the interview was SULLIVAN'S wife, ELAINE SULLIVAN. After being advised of the identity of the interviewing Agent and the nature of the interview, SULLIVAN provided the following information: b6 b7C

SULLIVAN was employed as a Security Guard for MIZNER TOWER CONDOMINIUM ASSOCIATION, INC. (MIZNER TOWER) located at 300 SE 5th Avenue, Boca Raton, Florida 33432 for approximately 13 years. SULLIVAN worked for ARVIDA while they built the tower and then Security was provided in house. SULLIVAN worked part time, five days a week from October through April since 1996.

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SULLIVAN was injured while on the job on February 23, 2002. An exterior marble walkway had been mopped and water was on the floors with no wet floor signs. SULLIVAN went to greet a customer and to get a package and he slipped on the wet marble walkway. SULLIVAN fractured his hip and was taken to the hospital where he had surgery the next day. SULLIVAN then participated in rehabilitation and has not been able to work since his accident. SULLIVAN can not sit for long distances and can not do long periods of walking. SULLIVAN'S doctor, [redacted] has recommended another surgery, but due to cardiovascular complications (SULLIVAN has had triple bypass surgery), SULLIVAN has decided not to have another surgery. SULLIVAN has metal screws and plates in his hip. b6 b7C

At the time of the accident, SULLIVAN'S pay checks were from MIRALINK. SULLIVAN always viewed his employer as MIZNER TOWER regardless of the pay checks. SULLIVAN received approximately $500 per month in workers' compensation checks for a few months from INTERSTATE ADMINISTRATIVE SERVICES (IAS) and then suddenly they stopped. IAS would not return the phone calls.